

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 211 be amended to read as follows:

- 1 Page 4, between lines 19 and 20, begin a new paragraph and insert:
2 "SECTION 7. IC 5-16-5.5-3.5 IS AMENDED TO READ AS
3 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 3.5. (a) To determine
4 the amount of retainage to be withheld, a state agency shall elect one
5 (1) of the following options:
6 (1) Withhold no more than ten percent (10%) **nor less than six**
7 **percent (6%)** of the dollar value of all work satisfactorily
8 completed until the public work is fifty percent (50%) complete,
9 and nothing further after that. ~~or~~
10 (2) Withhold no more than five percent (5%) **nor less than three**
11 **percent (3%)** of the dollar value of all work satisfactorily
12 completed until the public work is substantially complete.
13 (b) If upon substantial completion of the work there are any
14 remaining uncompleted minor items, an amount computed under
15 section 6 of this chapter shall be withheld until those items are
16 completed."
17 Page 11, line 29, after "(10%)" insert "**nor less than six percent**
18 **(6%)**".

- 1 Page 11, line 32, after "(5%)" insert "**nor less than three percent**
- 2 **(3%)**".
- 3 Renumber all SECTIONS consecutively.
 (Reference is to ESB 211 as printed March 16, 2007.)

Representative Crawford